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STATE OF NEW JERSEY
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF DENTISTRY

IN THE MATTER OF

JEROME WEISS, D. D. S.

LICENCED TO PRACTICE DENTISTRY
IN THE STATE OF NEW JERSEY

Administrative Action

CONSENT ORDER

This matter was opened to the New Jersey State Board of Dentistry (hereinafter referred to as "Board") upon the receipt of a Report of Investigation ("Report") from the Enforcement Bureau, Division of Consumer Affairs, concerning the condition of the office and instruments in the dental office of Jerome Weiss, D.D.S. This report disclosed that the office was unkempt and dirty. Further, the report indicated that Dr. Weiss was using a cold sterilization method to sanitize the dental instruments.

Dr. Weiss appeared before the Board on June 21, 1995, and testified that when the Enforcement Bureau inspected his office, he had just returned from a lengthy vacation and maintained that said vacation was the reason why the office was in an unkempt and dirty condition. He further testified that immediately following the inspection, he ordered and purchased a dry heat convection sterilizer which, he maintained, was in use in his office at the time of his appearance before the Board.

The Board considered the entire record in this matter as well as information received at the Investigative Inquiry attended by Dr. Weiss on June 21, 1995. The Board finds that maintaining a dental office in an unsanitary state, as disclosed by the Report of Investigation, constitutes professional or occupational misconduct pursuant to N.J.S.A. 45:1-21(e).

In order to resolve this matter without recourse to further proceedings and for good cause shown;

IT IS ON THIS 17 DAY OF APRIL 1996,

HEREBY ORDERED and AGREED upon by the parties that:

1. Dr. Weiss shall make certain that his dental office is cleaned and maintained in a sanitary condition and he shall comply with all infection control procedures applicable to an orthodontic dental office.

2. Dr. Weiss is hereby reprimanded for his failure to follow the proper protocol of the sterilization of dental instruments prior to the Enforcement Bureau inspection of his offices on August 24, 1994, in violation of N.J.S.A. 45:1-21(e).

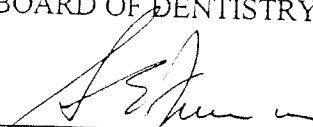
3. Dr. Weiss is hereby assessed a civil penalty in the amount of Five Hundred (\$500.00) dollars for his failure to maintain his dental office according to acceptable sanitary standards in this State. Payment shall be made by certified check or money order in two (2) monthly installments of \$250.00 each made payable to the State of New Jersey. These installment payments shall be due on or before the tenth day of each month and shall be submitted to Agnes Clarke, Executive Director of the Board of Dentistry, at 124 Halsey Street, Sixth Floor, Newark, New Jersey 07102. The first installment shall commence with the month following the entry of this Order. Any failure to make any installment payment when due shall cause the entire remaining balance to become immediately due and payable without further notice.

4. Dr. Weiss shall afford access to his dental office and shall submit to random, periodic and unannounced inspections by the Enforcement Bureau for the purpose of assuring the Board that he

continues to maintain his office in sanitary condition and follows acceptable infection control procedures for two (2) years. Said inspections shall be conducted in a manner so as not to disrupt the dental practice of Dr. Weiss.

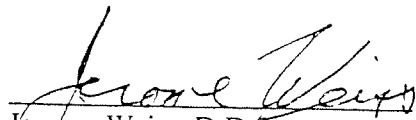
5. Dr. Weiss is hereby assessed costs in the amount of \$1,586.29. Dr. Weiss shall forward to Agnes Clarke, Executive Director of the Board of Dentistry, at the address listed above, the costs, by certified check or money order, in four (4) equal monthly payments, the first of which is due sixty (60) days following the entry of this Order. These installment payments shall be due on or before the tenth day of each month. Any failure to make any installment payment when due shall cause the entire remaining balance to become immediately due and payable without further notice.

STATE BOARD OF DENTISTRY



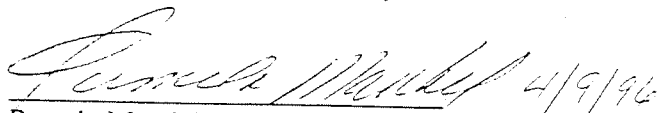
Samuel Furman, D.D.S.
President, State Board of Dentistry

I have read and understand
the within Order and agree
to be bound by its terms.
Consent is hereby given to
the Board of Dentistry to
enter this Order.



Jerome Weiss, D.D.S.

Consented as to form and entry



Pamela Mandel, Esquire
Attorney for the Respondent